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BOB CLEMENT
5TH DISTRICT, TENNESSEE

COMMITTEE ON
PUBLIC WORKS AND TRANSPORTATION

COMMITTEE ON
VETERANS' AFFAIRS

CONGRESSIONAL TRAVEL AND
TOURISM CAUCUS
STEERING COMMITTEE



Congress of the United States
House of Representatives
Washington, DC 20515-4205

August 12, 1992

DISTRICT OFFICES:
552 U.S. COURTHOUSE
NASHVILLE, TN 37203
615-738-5295

101 5TH AVENUE EAST
SUITE 201
SPRINGFIELD, TN 37172
615-384-6600

2701 JEFFERSON STREET
SUITE 103
NASHVILLE, TN 37208
615-320-1383

WASHINGTON OFFICE:
ROOM 325
CANNON HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-4205
202-225-4311

Mr. William Reilly
Administrator
Environmental Protection Agency
401 M Street, SW
Washington, D.C. 20460

Dear Administrator Reilly:

I am writing on behalf of my constituent, Mr. Ellis J. Saad, regarding his efforts to work with the Environmental Protection Agency (EPA) to clean up the "Saad Trousdale Drive Site." AA

I understand from Mr. Saad that the EPA contacted him in August, 1990 to request that he remove drums, surface debris, and a oil-water separator system from the Trousdale Drive site. Since then, DRE Technologies, Inc. submitted the attached Removal Action/Field Investigation Work Plan (RA/FI) which found that "soil contaminants appear to be limited primarily to ethylbenzene, toluene, xylene and trichloroethene." Further, the report states that "the detection of these contaminants above target response levels is limited to four samples, all located on the southwest portion of the site." I understand from Mr. Saad that the southwest corner of the site is where another company had three waste oil drums running over for more than a year.

Recently, Mr. Saad was contacted by Mr. J. Andrew Goddard, an attorney for the potential responsible parties, who indicated to Mr. Saad that he would need to vacate his property so that additional testing, excavation and partial demolition of a building on the property could be performed. However, the attorney's request is not supported by either the RA/FI's conclusions or recommendations.

Mr. Saad believes that any further testing of such a small partial land is unwarranted and costly. He has requested that the EPA office in Washington review the actions being taken by the attorney. In addition, I would like to know if the EPA supports or opposes the need for additional testing on the site.

I believe Mr. Saad's request has merit and would greatly appreciate your looking into this matter and providing me with a response. If you require any additional information or have any questions, please do not hesitate to contact Jay Hansen of my staff at (202)225-4311.

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The Honorable William K. Reilly
August 12, 1992
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Thank you in advance for any assistance you may be able to provide. I look forward to hearing from you.

Sincerely,

Bob Clement
Member of Congress

BC/jh
enclosure
cc: Mr. Ellis Saad

Ellis J. Saad
5831 Pettus Road
Antioch, Tn. 37013

August 9, 1990

Office of Congressman
Bob Clement
Att: Jay Hansen
325 Cannon Building
Washington, D.C. 20515

Mr. Jay Hansen.

Thank you for your prompt response to my urgent situation concerning my property on 3655 Trousdale Drive in Nashville Tennessee. In reference to our conversation on Friday, August 7th, you will find enclosed the information you requested. If you have any questions or need further information please feel free to contact me at (615) 941-1283, or Representative John H. Arriola at (615) 741-1852.

Sincerely,



- 1952 John P. Saad & Sons began as a waste oil recycling service owned and operated by John P. Saad Sr.
- 1963 John P. Saad Sr. died of a heart attack. ownership and management of firm was acquired by John P. Saad Jr.
- 1974 John P. Saad and Sons relocated to 3655 Trousdale Dr.
- 1978 John P. Saad and Sons filed for bankruptcy due to inflating costs and competition. Leasing Management Systems Inc. purchased said property. which remained vacant afterwards for ten years.
- 8/25/88 Property at 3655 Trousdale Dr. was purchased by Ellis J. Saad Sr. who immediately began removal of storage tanks and related materials. Mr. Ellis J. Saad successfully removed 90% of all above ground storage tanks and contained all sludge with the support and approval of the Tennessee Department of Health and Environment.
- Doctors Building. 706 Church Street Nashville. Tennessee 37219
- 8/89 Notification received by Ellis J. Saad Sr. on behalf of the state of Tennessee to cease any action of clean-up and waste removal on said property.
- 3/90 Notification by the Environmental Protection Agency was made to Ellis J. Saad Sr. of their intentions to intercede and oversee the clean-up of said property. Since the United States Environmental

Protection Agency (Region IV in Atlanta, Georgia) has been involved they have spent over two years and large amounts of monies, provided by potential responsible parties and federal tax dollars, to remove three above ground storage tanks and one catch basin filled with approximately 8000 gallons of solid and liquid waste material.

7/91 Mr. Ellis J. Saad signed a license to access said property which was agreed upon by Demaximis, the environmental engineering firm hired by the potential responsible parties and approved by the Environmental Protection Agencies. The license to access the property gave permission to Demaximis to conduct the necessary test and clean up of said property. The license expired this past August 1, of 1992.

8/92 Mr. Ellis J. Saad was notified by telephone from J. Andrew Goddard, the attorney for the potential responsible parties, that he would need to vacate said property for additional testing through excavation of grounds and partial demolition of building on said property. For the past three years Mr. Ellis J. Saad has cooperated with both state and federal agencies. But feels any further testing of such a small partial of land (0.4 acres) is absurd. Mr. Saad feels he has been unfairly singled out, which has been too costly and inconvenient for all concerned.

PEP

ISO

Independent

Survey dealer

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**CHRONOLOGY OF EVENTS FOR SAAD TROUSDALE DRIVE SITE
NASHVILLE, TENNESSEE**

THIS WAS FOR R.R. FRANKLIN BAICK SITE

DATE	PERFORMED BY	ACTION
Feb 1982	NUS, Inc.	Reviewed past site reports. Recommended additional investigations and a feasibility study to characterize contaminated materials in the Site depression.
April 1983	NUS, Inc.	Acting as EPA Region IV, FIT conducted sampling investigation to determine if groundwater had been impacted.
Sept 1983	NUS, Inc.	Submitted draft report summarizing prior e and e sampling events.
Sept 1986	Roy F. Weston, Inc. Public Health (TDPH)	Acting as EPA Region IV, Technical Assistance Team (TAT) conducted a Preliminary Assessment and Site Inspection (PA/SI).
March-June 1987	EPA Emergency Response Branch (ERB), Environmental Response Unit (EERU), and Contract Support Group (CSG)	Conducted an investigation to determine the type and quantity of liquids stored on site, determine the volume and extent of contaminated soil, and evaluate shallow groundwater contamination and the potential for off-site migration.
July 1989	TDHE	Commissioner's order issued to the Saad family.
November 1989	EPA, Region IV	Issued Administrative Order to Saad
January - February 1990	Saad Site Steering Committee	Formed
March 1990 - January 1991	Ensite, Inc. for the Saad Site Steering Committee	Conducted initial phase of aboveground removal under AOC. Collected bulk samples from tanks remaining on Site, treated liquids and arranged for transportation and final disposal.

TABLE 1-1

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**CHRONOLOGY OF EVENTS FOR SAAD TROUSDALE DRIVE SITE
NASHVILLE, TENNESSEE**

DATE	PERFORMED BY	ACTION
1970	John P. Saad & Sons, Inc.	Waste oil pickup service initiated.
1978 <i>BUILT FRANKLIN BRICK</i>	Tennessee Department of Public Health (TDPH)	Discovered depression on Saad property <i>this is</i> containing waste material. <i>Radon 24</i>
1979	State of Tennessee <i>Paid John P. Saad's TO GLOWN CONCERN TO FILE PET FOR RAIL ROAD</i>	Issued Court Order to Saad's pump and backfill site depression. Depression backfilled with boulders and gravel. State unsatisfied with cleanup and suspected retrievable sludges remained.
March 1979	Tennessee Department of Public Health (TDPH)	Discovered drums suspected of containing hazardous waste present on site.
March 1980	Tennessee Department of Water Quality	Collected water samples from depression at rear of Site.
July 1980	U.S. EPA, Region IV, Environmental Emergency Response Branch (ERB)	Order issued to Mr. Saad enjoining him from bringing any liquid waste onto Site without written approval from Tennessee Department of Health and Environment (TDHE). Conducted a site visit to evaluate the need for cleanup of the area, Saad and surrounding properties, by the Federal Government. ERB determined no cleanup necessary
July 1982	EPA Region IV	Performed a Hazard Ranking at the Site. Site scored 21.13 versus 28.0 requirement to make NPL list. Dermal contact determined to be primary risk.
May-August 1982	ecology and environment, inc. (e and e)	Acting as EPA's Field Investigation Team (FIT), conducted a geophysical and geotechnical investigation at the Site and surrounding properties to confirm prior to geophysical survey and obtain groundwater samples.

TABLE 1-1 (Cont'd)

**CHRONOLOGY OF EVENTS FOR SAAD TROUSDALE DRIVE SITE
NASHVILLE, TENNESSEE**

DATE	PERFORMED BY	ACTION
April 1990	Saad Site Steering Committee	Entered into an Administrative Order by Consent (AOC) with EPA Region IV.
October 1990	EMPE, Inc. for the Saad Site Steering Committee	Collected surface soil sampling indicating presence of TPH.
March - June 1991	EMPE, Inc. for the Saad Site Steering Committee	Conducted a trenching investigation on the southwest corner of the Site to delineate the boundaries of the depression and determine whether hazardous sludges remained. All soil samples analyzed passed TCLP analysis and no discrete sludge layers were identified.
July 1991	EMPE, Inc. for the Saad Site Steering Committee	Developed a supplemental RA/FI Work Plan to complete requirements of the AOC.
August - October 1991	DRE Technologies, Inc. for the Saad Site Steering Committee	Approval of work plan by EPA on August 16, 1991. Site mobilization initiated on August 22, 1991. Site activities completed on October 18, 1991.